

ENTERED

May 10, 2018

David J. Bradley, Clerk

UNITED STATES OF AMERICA

§

CRIMINAL NO. B-18-298-02

VS.

§

Judge Rolando Olvera

Damian Vasquez

§

SCHEDULING ORDER

1. Deposition in Magistrate Judge Torteya's Jury Room: at

2. Deadlines Motions: May 18, 2018

Any motions filed must comply with the Local Rules for the Southern District of Texas, in particular SDTX CrLR 12.2.

Responses: May 25, 2018

If discovery is opposed, opposition must be filed immediately and response(s) must comply with the Local Rules for the Southern District of Texas, in particular SDTX CrLR 12.3.

***Request(s) and objection(s) must be based on substance, not form.**

3. Motion Hearing before Magistrate Judge **Ignacio Torteya, III** May 31, 2018 at 09:00 a.m.4. Docket call and Final Pretrial Conference: June 07, 2018 at 1:30 p.m.

****Proposed voir dire questions and jury instructions due at Docket Call/Final Pretrial Conference.***

******A courtesy copy must be made available to the Court if it exceeds 25 pages.***

****All exhibits, except unanticipated rebuttal exhibits, must be exchanged between counsel no later than 5:00 P.M. on the date of Final Pretrial Conference. Please refer to Judge Olvera's Local Rules for additional instructions on exchanging and objecting to exhibits.****

Parties must engage in timely plea negotiations. The FPTC date is NOT a date to secure a plea agreement and review it with the defendant-client. The parties must be ready to enter a plea of guilty or proceed to trial on announcement.

5. Jury Selection: June 18, 2018 at 10:30 a.m.6. Estimated Trial Time: day
(5.5 hours / day)

7. Motions for continuance must be filed at least three (3) business days prior to the date of the court setting and will be granted only at the Court's discretion. Motions for continuance made on the day the matter is set will not be granted absent a showing of good cause.

8. This Court's criminal docket is extremely crowded, and for purposes of docket management, this Court must be informed as to possible pre-trial disposition of cases on its docket. Therefore, pursuant to Federal Rule of Criminal Procedure 11(e)(5) and the holding of the Fifth Circuit Court of Appeals in *United States v. Ellis*, 47 F.2d 863 (5th Cir. 1977), any plea bargain or plea agreement entered into by the parties in this cause must be made known to the Court on or before **June 04, 2018**. No plea bargain or plea agreement entered into after this date will be honored by the Court without good cause shown for the delay.

The defendant and his / her attorney must appear for the Court settings. Failure to appear may result in additional charges being brought against the defendant.

Direct your questions about this schedule to Sandra Espinoza, Case Manager, United States District Clerk, 600 East Harrison Street, Brownsville, Texas 78520, telephone (956) 982-9685.

Signed on **May 10, 2018**, at Brownsville, Texas.



Ignacio Torteya, III
United States Magistrate Judge